

REMARKS

Applicant has amended the claims 9, 16 and 17 and cancelled the claims 14 and 15 without prejudice. Applicant respectfully submits that these amendments to the claims are supported by the application as originally filed and do not contain any new matter. Accordingly, the Office Action will be discussed in terms of the claims as amended.

The Examiner has indicated that the claim 15 contains allowable subject matter and is objected to as being dependent upon a rejected base claim, but would be allowable if rewritten into independent form including all of the limitations of the base claim and any intervening claims.

Applicant has amended the claim 15 by including all of its limitations into claim 9 from which it depended directly.

The Examiner further rejected the claim 9 under 35 USC 112, second paragraph. Applicant has amended the claim 9 and respectfully submits that it complies with the requirements of 35 USC 112, second paragraph. Therefore, Applicant respectfully submits that the claim 9 is allowable. Still further, Applicant respectfully submits that claims 10, 11, 12 and 13 originally depend directly or indirectly from claim 9 and therefore are all allowable. Still further, Applicant has amended the claims 16 and 17 to be dependent upon the claim 9 since they were dependent on claim 15 and also part of the selected species. Therefore, Applicant respectfully submits that the claims 16 and 17 depend from the allowable independent claim 9 and are also allowable. In view of the above, therefore, Applicant respectfully submits that the claims 9 through 13, 16 and 17 are all allowable and Applicant accepts these allowed claims.

In view of the above, therefore, it is respectfully requested that this amendment be entered, favorably considered and the case passed to issue.

RECEIVED
CENTRAL FAX CENTER

SEP 17 2010

Please charge any additional costs incurred by or in order to implement this
Amendment or required by any requests for extensions of time to QUINN EMANUEL
DEPOSIT ACCOUNT NO. 50-4367.

Respectfully submitted,

By: 

William L. Androlia
Reg. No. 27,177

Quinn Emanuel Urquhart & Sullivan, LLP.
Koda/Androlia
865 S. Figueroa Street, 10th floor
Los Angeles, California 90017
Tel: 213-443-3000 Fax: 213-443-3100
E-mail: thomasedision@quinnemanuel.com

Certificate of Transmission

I hereby certify that this correspondence is being
facsimile transmitted to the Patent and Trademark Office
Fax No. (571) 273-8300 on September 17, 2010.

William L. Androlia

Name

Signature

9/17/2010

Date